

# AT&T Wireless Services

E911 Phase 1 Requests Integrated. GSM Markets

State	Requesting Entity Name	PSAP	Date E911 Integrated
WA	Pierce County E 9-1-1 Program	Ft Lewis Military Reservation-MADCOM	9/23/2002
WA	Pierce County E 9-1-1 Program	Law Enforcement Support Agency	9/23/2002
WA	Pierce County E 9-1-1 Program	Puyallup Communications	9/23/2002
WA	Pierce County E 9-1-1 Program	Sumner Communications	9/23/2002
WA	Pierce County E 9-1-1 Program	Washington State Patrol-Tacoma	9/23/2002
WA	Snohomish County Enhanced 9-1-1	Snocom	10/10/2002
WA	Snohomish County Enhanced 9-1-1	Snohomish - Washington State Patrol	10/10/2002
WA	Snohomish County Enhanced 9-1-1	Snohomish County Enhanced 9-1-1	10/10/2002
WA	Snohomish County Enhanced 9-1-1	SnoPac	10/10/2002
WA	Whatcom County - Bellingham, City of	WHAT-COMM COMMUNICATIONS CENTER	10/31/2002
WA	Yakima Public Safety Communications	Yakima Public Safety Communications	7/22/2002
WV	Boone County Emergency Operations Center	Boone County Emergency Operations	9/17/2002
WV	Cabell County E-911	Cabell County Emergency Response	9/25/2002
WV	Lincoln County E-911 Communications	Lincoln County 911	6/1/2002
WV	Logan County Emergency Operations	Logan County 9-1-1 Communications	9/17/2002
WV	Mason County Office of Emergency Services / 911 Center	Mason County 911 Center	9/25/2002
WV	McDowell County	McDowell County E911	9/17/2002
WV	Metro Emergency Operations Center of Kanawha County	Charleston Metro Emergency Operations Center	9/25/2002
WV	Putnam County Emergency Service	Putnam County E911	9/25/2002
WV	Roane County 911	Roane County	9/17/2002
WV	Wayne County E 9-1-1	Wayne County E 9-1-1 Center	8/15/2002
WV	Wyoming County	Wyoming County	9/17/2002

AT&T Wireless Proprietary

Use Pursuant to Company Instructions

Attorney-Client Privileged/Attorney Work Product

2/3/2003

page 16 of 16



# AT&T Wireless Services

## E911 Phase 1 Requests - GSM Markets

State	Requesting Entity Name	Request Received	Projected Integration Date	Reason for Delay/Status
AR	Little River, County of	8/9/02	Apr-03	AWS:Deployment Underway
AZ	D.O.A.	10/3/02	Apr-03	AWS:Deployment Underway
AZ	State of Arizona, Dept. of Administration	10/3/02	Mar-03	AWS:Deployment Underway
CA	DGS - Arcadia, City of	10/11/02	Mar-03	Statewide Deployment/Coordinated Requests
CA	DGS - Azusa, City of	10/11/02	Mar-03	Statewide Deployment/Coordinated Requests
CA	DGS - Beverly Hills, City of	10/11/02	Mar-03	Statewide Deployment/Coordinated Requests
CA	DGS - Burbank, City of	10/11/02	Mar-03	Statewide Deployment/Coordinated Requests
CA	DGS - Covina, City of	11/4/02	Mar-03	Statewide Deployment/Coordinated Requests
CA	DGS - Downey, City of	10/11/02	Mar-03	Statewide Deployment/Coordinated Requests
CA	DGS - Glendale, City of	10/11/02	Mar-03	Statewide Deployment/Coordinated Requests
CA	DGS - Glendora, City of	10/11/02	Mar-03	Statewide Deployment/Coordinated Requests
CA	DGS - Long Beach, City of	11/1/02	Mar-03	Statewide Deployment/Coordinated Requests
CA	DGS - Los Angeles, County of	4/6/01	Mar-03	Statewide Deployment/Coordinated Requests
CA	DGS - Montebello, City of	10/11/02	Mar-03	Statewide Deployment/Coordinated Requests
CA	DGS - San Gabriel, City of	10/11/02	Mar-03	Statewide Deployment/Coordinated Requests
CA	DGS - Torrance, City of	10/11/02	Mar-03	Statewide Deployment/Coordinated Requests
CA	DGS - Vernon, City of	10/11/02	Mar-03	Statewide Deployment/Coordinated Requests
CA	DGS - Whittier, City of	10/11/02	Mar-03	Statewide Deployment/Coordinated Requests
FL	DeSoto County	9/9/02	Feb-03	AWS:Deployment Underway
FL	Hillsborough County	10/2/00	Feb-03	PSAP: Administrative Delays
FL	Orange County E9-1-1 System	10/5/99	Feb-03	AWS:Deployment Underway
FL	Polk County	7/1/02	Mar-03	AWS:Trunk design issues/tech limits
IL	Bellwood, Village of, ETSB	4/3/01	Apr-03	AWS:Deployment Underway
IL	Hillside ETSB	1/29/03	Jul-03	AWS:Deployment Underway
IL	Hometown, City of, ETSB	11/16/00	Jun-03	AWS:Deployment Underway
IL	Madison County ETSB	9/20/00	Feb-03	AWS:Deployment Underway
IL	McLean County ETSB	8/19/02	Jul-03	AWS:Deployment Underway
IL	Washington County ETSB	7/22/02	Jun-03	AWS:Deployment Underway
IN	Clay County Indiana E911 Office	2/14/01	Aug-03	LEC Issues
IN	Crawford County Central Dispatch	6/4/02	Jul-03	AWS:Deployment Underway
IN	Decatur County Sheriff's Department	2/2/01	Jul-03	LEC Issues
IN	Hamilton County Sheriff's Department	2/19/99	Feb-03	AWS:Deployment Underway
IN	Jackson County	5/15/98	Jul-03	LEC Issues
IN	Jasper County Sheriff's Office	6/5/02	Apr-03	AWS:Deployment Underway
IN	Lake County Sheriff's Department	3/30/99	Apr-03	PSAP: Administrative Delays
IN	LaPorte County 911 Regional Dispatch Center	9/29/00	Mar-03	AWS:Deployment Underway
IN	Marshall County Sheriff	10/11/02	Jun-03	AWS:Deployment Underway
IN	Porter County	10/5/01	Jun-03	AWS:Deployment Underway

AT&T Wireless Proprietary

Use Pursuant to Company Instructions

Attorney-Client Privileged/Attorney Work Product

# AT&T Wireless Services

## E911 Phase 1 Requests - GSM Markets

IN	Putnam County 911	12/11/01	Jul-03	LEC Issues
IN	Tippecanoe County	3/28/02	Aug-03	AWS:Deployment Underway
IN	Vigo County E911	9/2/01	Apr-03	LEC Issues
IN	Wayne County Emergency Communications Department	2/20/02	Apr-03	LEC Issues
IN	White County Communications Center	6/5/02	Mar-03	AWS:Deployment Underway
KS	Mid America Regional Council (MARC)/KS	8/7/01	Feb-03	AWS:Deployment Underway
LA	Ouachita Parish 9-1-1	5/13/02	Mar-03	AWS:Deployment Underway
MD	Harford County	10/3/02	Apr-03	AWS:Deployment Underway
MI	Conference of Western Wayne	9/19/00	Mar-03	AWS:Deployment Underway
MI	Detroit, City of Police Department	3/22/01	Feb-03	AWS:Deployment Underway
MN	MN State Dept. of Admin.	6/21/00	Apr-03	AWS Deployment Partially Complete
MO	Christian County	12/12/00	Mar-03	AWS:Trunk design issues/tech limits
MO	Greene County 911	9/17/01	Mar-03	AWS:Trunk design issues/tech limits
MO	Jasper County Emergency Services	11/9/00	Feb-03	PSAP: Administrative Delays
MO	Mid-America Regional Council (MARC)/MO	8/7/01	Feb-03	AWS:Trunk design issues/tech limits
MO	Newton County Central Dispatch Center	11/9/00	Feb-03	AWS:Trunk design issues/tech limits
MO	Nixa Police Department	11/15/00	Feb-03	AWS:Deployment Underway
MO	Saint Louis County	12/13/00	Jan-03	PSAP: Administrative Delays
MO	Warren County	7/26/01	Jan-03	AWS:Deployment Underway
NC	Durham, City of Department of Emergency Communications	12/17/01	Feb-03	AWS:Deployment Underway
NC	Lincoln County Communications Center	11/9/00	Apr-03	AWS:Deployment Underway
NC	Rockingham County Emergency Services	9/22/00	Apr-03	AWS:Deployment Underway
NE	Cass County Sheriffs Office	6/1/01	Apr-03	AWS:Deployment Underway
NE	Lincoln, City of	6/25/01	Apr-03	LEC Issues
NJ	Office of Information Technology, State of New Jersey	7/9/97	Jul-03	PSAP: Administrative Delays
NV	Washoe County 911 Emergency Response Committee	11/11/99	Apr-03	AWS:Deployment Underway
NY	Rochester, City of	1/27/03	Jul-03	AWS:Deployment Underway
NY	Suffolk County Police Department	3/9/01	Mar-03	PSAP: Administrative Delays
OH	Delaware County Emergency Services	7/30/01	May-03	AWS:Deployment Underway
PA	Lancaster County-Wide Communications	12/26/01	Mar-03	AWS:Deployment Underway
PA	Pike County Communications Center	5/6/02	Mar-03	AWS:Deployment Underway
SC	Lancaster County Sheriff's Office	8/9/99	Apr-03	AWS:Deployment Underway
SC	York County	10/11/01	Feb-03	AWS:Deployment Underway
TX	CSEC - North Central Texas COG	10/13/99	Mar-03	AWS Deployment Partially Complete
TX	El Paso County 911 District	1/2/01	Jan-03	PSAP: Administrative Delays
TX	Farmers Branch, City of	1/15/01	Jan-03	PSAP: Administrative Delays
TX	Highland Park, Town of	7/16/02	Feb-03	AWS:Deployment Underway
TX	Plano, City of	9/9/02	Mar-03	AWS:Trunk design issues/tech limits
TX	Tarrant County 911 District	3/17/00	Feb-03	PSAP: Administrative Delays
VA	Warrenton-Fauquier Joint Communications Center	7/13/01	Jan-03	AWS:Deployment Underway

AT&T Wireless Proprietary

Use Pursuant to Cornapny Instructions

Attorney-Client Privileged/Attorney Work Product

# AT&T Wireless Services

E911 Phase 1 Reauests - GSM Markets

WA	Island County Communications	11/1/97	Feb-03	AWS Deployment Underway
WA	Jefferson County Sheriff's Department	3/30/00	Mar-03	AWS Deployment Underway
WA	Lincoln County Sheriff's Department	5/1/00	May-03	AWS Deployment Underway
WA	Multi Agency Communications Center - Grant County	5/29/02	Mar-03	AWS Deployment Underway
WA	Pacific County Sheriff's Office	2/25/00	May-03	AWS Deployment Underway
WA	Pierce County E 9-1-1 Program	6/23/00	Apr-03	AWS Deployment Underway
WA	San Juan County Commissioners	5/5/00	Feb-03	AWS Deployment Underway
WA	Skagit 9-1-1 Combined Communications Center	2/29/00	Mar-03	AWS Deployment Underway
WA	Skamania County Sheriff's Department	12/18/00	Mar-03	AWS Deployment Underway
WA	Spokane County Emergency Communication System	5/1/00	May-03	AWS Deployment Underway

AT&T Wireless Proprietary

Use Pursuant to Cornapny Instructions

Attorney-Client Privileged/Attorney Work Product



AT&T Wireless Services  
E911 Phase II Requests - GSM Markets

State	Requesting Entity	Request Received	Deployment Date	Status:
CA	California, State of, Department of General Services	8/7/01	Jun-03	LDC/Pac Bell-AWS:Normal Deployment
CA	San Francisco, City & County of	4/6/01	Jun-03	LDC/Pac Bell-AWS:Normal Deployment
CO	Wapahoe	11/19/01	Aug-03	AWS:Normal Deployment
CO	Boulder	6/26/01	Aug-03	AWS:Normal Deployment
CO	Denver - City & County	6/21/02	Aug-03	AWS:Normal Deployment
CO	Wagie County ETSB	2/15/02	Aug-03	AWS:Normal Deployment
CO	El Paso-Tell	4/12/01	Aug-03	AWS:Normal Deployment
CO	Fortnite County Communications Center	5/15/01	Aug-03	AWS:Normal Deployment
CO	Fortnite County Communications Center	4/3/02	Aug-03	AWS:Normal Deployment
CT	Connecticut, State of	7/26/01	Jul-03	LDC/SNET-Normal Deployment
FL	Brevard County	10/16/01	Jul-03	AWS:Normal Deployment
FL	Lee County Division of Public Safety	11/12/01	Mar-03	AWS:Normal Deployment
FL	Osceola	6/22/01	Jul-03	AWS:Normal Deployment
FL	Osceola-Police Department	3/22/02	Jun-03	AWS:Normal Deployment
FL	Orange County (MON)	2/26/02	Jul-03	AWS:Normal Deployment
FL	Osceola County Sheriff Department	4/12/01	Jul-03	AWS:Normal Deployment
FL	Orange	1/22/01	Jul-03	AWS:Normal Deployment
FL	Palm Beach	4/13/01	Jul-03	AWS:Normal Deployment
FL	Sumter Co. 9-1-1	1/29/02	Jul-03	AWS:Normal Deployment
FL	Volusia	6/27/01	Jul-03	AWS:Normal Deployment
GA	Cherokee County 911	5/17/02	Dec-03	AWS:Normal Deployment
GA	Douglas, City of Police Department	7/27/01	Jul-03	AWS:Normal Deployment
GA	DeKalb County	4/11/01	Dec-03	AWS:Normal Deployment
IL	Barrington Hills, Village of	4/9/01	Jul-03	AWS:Normal Deployment
IL	Cook County ETSB	2/28/02	May-03	AWS:Normal Deployment
IL	Deerfield Police Department	12/18/01	Jul-03	AWS:Normal Deployment
IL	Evansston, City of 9-1-1 Center	2/11/02	Jul-03	AWS:Normal Deployment
IL	Hillside ETSB	1/29/2003	Jul-03	AWS:Normal Deployment
IL	Mundelein, Village of	11/7/00	Jul-03	AWS:Normal Deployment
IL	Northbrook ETSB	2/6/02	Jul-03	AWS:Normal Deployment
IL	Northfield, Village of ETSB	6/7/02	Jul-03	AWS:Normal Deployment
IL	Orland Joint ETSB	2/21/02	Jun-03	AWS:Normal Deployment
IL	Rosemont Public Safety Department	10/5/01	Jul-03	AWS:Normal Deployment
IL	Skokie, Village of	12/18/01	Jul-03	AWS:Normal Deployment

AT&T Wireless Proprietary  
Use pursuant to Company Instructions  
Attorney - Client Privileged/Attorney Work Product

2/3/2003

AT&T Wireless Services  
E911 Phase II Requests - GSM Markets

State	Requesting Entity	Request Received	Deployment Date	Status
IL	St. Clair County	9/13/00	Jul-03	AWS:Normal Deployment
IL	Vernon Hills, Village of, Police Department	6/19/01	Jul-03	AWS:Normal Deployment
IL	Village of Glenview Emergency	4/18/02	Jul-03	AWS:Normal Deployment
IL	Waukegan ETSB	11/26/01	Jul-03	AWS:Normal Deployment
IN	Bartholomew County	6/5/02	Jul-03	AWS:Normal Deployment
IN	Blackford	8/27/01	Jul-03	AWS:Normal Deployment
IN	Clay County Indiana E911 Office	2/26/02	Jul-03	AWS:Normal Deployment
IN	Howard County - Kokomo Dispatch	11/25/01	Jul-03	AWS:Normal Deployment
IN	Lake County Sheriff's Department	4/26/01	Jul-03	AWS:Normal Deployment
IN	MECA - Marion County Emergency	4/2/02	Jul-03	AWS:Normal Deployment
IN	Montrose	8/29/01	Jul-03	AWS:Normal Deployment
IN	Montgomery	9/13/02	Jul-03	AWS:Normal Deployment
IN	Shelby	12/28/01	Jul-03	AWS:Normal Deployment
IN	Tippecanoe	3/28/02	Jul-03	AWS:Normal Deployment
IN	Vigo County E911	6/3/02	Jul-03	AWS:Normal Deployment
KS	MARC (Mid-America Regional Council)	11/9/01	May-03	AWS:Normal Deployment
NE	Anne Arundel County Central Services	4/13/01	Jun-03	AWS:Normal Deployment
MN	MN State Dept. of Admin.	4/13/01	Aug-03	AWS:Normal Deployment
ON	Christian	10/23/01	Aug-03	AWS:Normal Deployment
ON	Dallas County Sheriff's Department	5/8/02		LEC/SWBT-Inactive-PSAP rescinded request
ON	Franklin County Emergency Mgmt. Agency	2/14/02		LEC/SWBT-Inactive-PSAP rescinded request
ON	Jasper County Emergency Services	4/11/01	Aug-03	AWS:Normal Deployment
ON	Saint Louis County	4/6/01	Jul-03	AWS:Normal Deployment
ON	Warren County	7/26/01	Aug-03	AWS:Normal Deployment
NC	Charlotte-Mecklenburg	4/19/02	Aug-03	AWS:Normal Deployment
NC	Davidson County	8/5/02	Aug-03	AWS:Normal Deployment
NC	Guilford County Department of Emergency Services	4/11/02	Aug-03	AWS:Normal Deployment
NC	High Point, City of	5/13/02	Aug-03	AWS:Normal Deployment
NC	Raleigh-Wake County Emergency Communications	12/11/01	Aug-03	AWS:Normal Deployment
NC	Randolph County Emergency Services	2/21/02	Aug-03	AWS:Normal Deployment
NC	Roman County Dept of Telecommunications	8/23/01	Aug-03	AWS:Normal Deployment
NC	Winston-Salem, City of PD	6/17/02	Aug-03	AWS:Normal Deployment
NJ	Essex County	3/14/01	Jun-03	AWS:Normal Deployment
NJ	Office of Information Technology, State of New Jersey	3/14/01	Jun-03	AWS:Normal Deployment
NV	Henderson Police Dept.	4/18/01	Jun-03	LEC/Sprint-Inactive-PSAP rescinded request

AT&T Wireless Proprietary

Use pursuant to Company Instructions

Attorney - Client Privileged/Attorney Work Product

2/3/2003



AT&T Wireless Services  
E911 Phase II Requests - GSM Markets

State	Requesting Entity	Request Received	Deployment Date	Status:
-------	-------------------	------------------	-----------------	---------

NY	Genesee County Sheriff's Office	4/17/01	Aug-03	AWS:Normal Deployment
NY	Rochester, City of	1/27/2003	Jul-03	AWS:Normal Deployment
NY	Suffolk County Police Department	4/10/01	May-03	AWS:Normal Deployment
OU	Central Lane Communications Center	4/17/01		LEC/Qwest-AWS:-Inactive-PSAP rescinded request
OU	Clackamas County Communications (CCOM)	4/17/01		LEC/Qwest-AWS:-Inactive-PSAP rescinded request
OU	Forest Grove	4/1/02		LEC/Qwest-AWS:-Inactive-PSAP rescinded request
OU	Gladstone	4/1/02		LEC/Qwest-AWS:-Inactive-PSAP rescinded request
OU	Jefferson	4/1/02		LEC/Qwest-AWS:-Inactive-PSAP rescinded request
OR	Lake Oswego	4/1/02		LEC/Qwest-AWS:-Inactive-PSAP rescinded request
OU	Milwaukee	4/1/02		LEC/Qwest-AWS:-Inactive-PSAP rescinded request
OU	North Marion County Communications (NORCOM)	4/17/01		LEC/Qwest-AWS:-Inactive-PSAP rescinded request
OR	Portland Bureau of Emergency Communications (BOEC)	4/17/01		LEC/Qwest-AWS:-Inactive-PSAP rescinded request
OU	Santiam Canyon	4/1/02		LEC/Qwest-AWS:-Inactive-PSAP rescinded request
OU	Silver Falls	4/1/02		LEC/Qwest-AWS:-Inactive-PSAP rescinded request
OU	Washington County Consolidated Communications	4/17/01		LEC/Qwest-AWS:-Inactive-PSAP rescinded request
OU	Willamette Valley	4/1/02		LEC/Qwest-AWS:-Inactive-PSAP rescinded request
PA	Delaware County Emergency Services	5/17/01	Aug-03	AWS:Normal Deployment
PA	York County 9-1-1 Communications	5/2/01	Mar-03	AWS:Normal Deployment
RI	Rhode Isl.	5/9/01	Aug-03	AWS:Normal Deployment
TX	Bexar Metro 9-1-1 Network District	4/25/01	Aug-03	AWS:Normal Deployment
TX	City of Plano	1/25/02	Aug-03	AWS:Normal Deployment
TX	CSEC / Greater Harris County	12/6/00	Aug-03	AWS:Normal Deployment
TX	Dallas, City of	1/17/01	Aug-03	AWS:Normal Deployment
TX	DENCO	1/11/01	Aug-03	AWS:Normal Deployment
TX	Galveston	10/5/01	Aug-03	AWS:Normal Deployment
TX	Tarrant County 911 District	4/25/01	Jun-03	AWS:Normal Deployment
UT	Salt Lake (VECC) Valley Emergency Comm. Center	4/12/01	Aug-03	LEC/Qwest-Inactive-PSAP rescinded request
VA	Alexandria	7/27/01	Jun-03	AWS:Normal Deployment
VA	Arlington	7/27/01	May-03	AWS:Normal Deployment
VA	Fairfax	7/27/01	Jun-03	AWS:Normal Deployment
VA	Loudoun	7/27/01	Jun-03	AWS:Normal Deployment
VA	Prince Wm	7/27/01	May-03	AWS:Normal Deployment
VA	Stafford County	4/1/02	May-03	AWS:Normal Deployment
VA	Stafford County Sheriff's Department	7/26/01	Aug-03	AWS:Normal Deployment
VA	Jefferson County Sheriff's Department	11/5/01		LEC/Qwest-Inactive-PSAP rescinded request

AT&T Wireless Proprietary  
Use pursuant to Company Instructions  
Attorney - Client Privileged/Attorney Work Product

2/3/2003

AT&T Wireless Services  
E911 Phase II Requests - GSM Markets

State	Request	Projected Deployment
WA	Lewis County Dept of Public Works	
WA	Multi Agency Comm Ctr - Grant County	
WV	Lincoln County E-911 Communications	
	10/26/01	LEC/Qwest-Inactive-PSAP rescinded request
	5/30/02	LEC/Qwest-Inactive-PSAP rescinded request
	4/1/02	Aug-03 AWS:Normal Deployment



# AT&T Wireless Services

## E911 Phase II - WLS Installations

state	PSAP	WLS Installed
CA	Altadena	16
CA	Antelope Valley	9
CA	Arcadia	6
CA	Baldwin Park CHP	32
CA	Baldwin Park PD	6
CA	Beverly Hills	25
CA	Burbank	23
CA	Central LA	27
CA	Downey	15
CA	East LA	1
CA	El Monte	6
CA	Glendale	4
CA	LAPD	88
CA	Long Beach	34
CA	Montebello	9
CA	Newhall	10
CA	Redondo Beach	5
CA	San Gabriel	7
CA	Santa Fe Springs	13
CA	South LA	10
CA	Torrance	23
CA	Vernon	10
CA	West LA	14
CA	west Valley	23
FL	Ft Myers	71
FL	Miami-Dade County	130
IL	Barrington Hills	9
IL	Cook County	176
IL	Deerfield	10
IL	Lake County	10
IL	Mundelein	6
IL	Rosemont	6
IL	Skokie	19
IL	Vernon Hills	6
NY	Essex County	16
PA	York County	88
TN	Davidson County	78
TN	Nashville	43
WA	Clallam County	5
WA	King County	194
TOTAL		1343

AT&T Wireless Proprietary

Use pursuant to Company Instructions

Attorney - Client Privileged/Attorney Work Product

2/3/2003

1 of 1



-----Original Message-----

From:

Sent:

To:

Subject: **FW: IMPORTANT: AT&T WIRELESS E911 OBLIGATIONS -- PLEASE READ AND SAVE**

Pursuant to the obligations of the GSM consent decree recently entered between AT&T Wireless and the FCC, AT&T Wireless is required to provide a written advisory on the E911 rules, the requirements of this consent decree, and sections 1.17 and 1.65 of the FCC's rules to

- 1) each officer of AT&T Wireless
- 2) each employee in AT&T Wireless's External Affairs Group, and
- 3) all employees, contractors, consultants, and any other persons *or* entities associated with AT&T Wireless who have or will have E911-related responsibilities for or on behalf of AT&T Wireless.

**As** the AT&T Wireless E911 Compliance Officer, I am sending this email to you **as** a member of one of the groups described above.

Attached to this email you will find a copy of the GSM consent decree, sections 1.17 and 1.65 of the FCC's rules, and an attachment which describes the rules that AT&T Wireless must follow in deploying E911 service over its networks. Should you have any questions or concerns, please feel free to send an email or call me at the number below.

Please be advised that (1) non-compliance with the FCC's E911 rules, this consent decree, or sections 1.17 or 1.65 of the FCC's rules in connection with AT&T Wireless's E911 deployment, or (2) the failure to report information about non-compliance or possible non-compliance to the Compliance Officer within ten (10) business days after receiving such information, will result. in every case, in disciplinary action, which may include dismissal.

AT&T Wireless is also obligated to provide a copy of all of the information contained in this email **as** follows:

1/30/2003

Not later than twenty (20) days after a person begins performance of his or her duties as an officer of AT&T Wireless, AT&T Wireless External Affairs employee, or other covered employee [i.e., category #3 above], AT&T Wireless shall provide that person with a copy of the advisory and accompanying admonition.

Accordingly, as new E911 team members are assigned to the project, or as there are other changes in the groups specified above, I and my paralegal, Christine Salerno, will need to be notified as soon as possible so that the new personnel can receive this information. Christine can be reached by email at [christine.salerno@attws.com](mailto:christine.salerno@attws.com).

Finally, I would ask each of you for your assistance in forwarding this email and its attachments to any members of your teams that are working as part of our overall E911 deployment efforts and did not receive it by this distribution. When you forward the email to your teammates, please cc Christine so that she can track all of the recipients.

Thank you in advance for your cooperation and assistance

Peter White  
Senior Corporate Counsel  
AT&T Wireless Services, Inc.  
15 East Midland Avenue  
Paramus, NJ 07652  
wireless: 917-941-3713  
fax: 201-576-7881

1/30/2003

Before the  
Federal Communications Commission  
Washington, D.C. 20554

In the Matter of )  
 )  
AT&T Wireless Services, Inc. ) File No. EB-02-TS-018  
 ) NAL/Acct. No. 200232 100002  
 ) FRN 0003-7665-32

**ORDER**

Adopted: October 8, 2002

Released: October 9, 2002

By the Commission:

1. In this Order, we adopt a Consent Decree terminating the above-captioned proceeding<sup>1</sup> regarding possible violations by AT&T Wireless Services, Inc. ("AT&T Wireless") of the enhanced 911 ("E911") Phase II provisions of Section 20.18 of the Commission's Rules ("Rules"): Sections 1.17 and 1.65 of the Rules,<sup>2</sup> and the supplemental filing requirement set forth in the Commission order granting AT&T Wireless a waiver of the E911 Phase II rules for its Global System for Mobile Communications/General Packet Radio Service network.<sup>4</sup>

2. The Commission and AT&T Wireless have negotiated the terms of a Consent Decree that would resolve this matter and terminate the above-captioned proceeding. A copy of the Consent Decree is attached hereto and incorporated by reference.

3. Based on the record before us, we conclude that no substantial or material questions of fact exist as to whether AT&T Wireless possesses the basic qualifications, including those related to character, to hold or obtain any FCC license or authorization.

4. After reviewing the terms of the Consent Decree, we find that the public interest would be served by approving the Consent Decree and terminating the above-captioned proceeding.

5. Accordingly, IT IS ORDERED, pursuant to Sections 4(i), 4(j) and 503(b) of the Communications Act of 1934, as amended, that the attached Consent Decree IS ADOPTED.

6. AT&T Wireless shall make its voluntary contribution to the United States Treasury by mailing a check or similar instrument, payable to the order of the Federal Communications Commission, to the Federal Communications Commission, Forfeiture Collection Section, Finance Branch, P.O. Box

---

<sup>1</sup> *AT&T Wireless Services, Inc.*, Notice of Apparent Liability for Forfeiture, 17 FCC Rcd 9903 (2002) ("NAL")

<sup>2</sup> 47 C.F.R. § 20.18

<sup>3</sup> 47 C.F.R. §§ 1.17 and 1.65.

<sup>4</sup> *Revision of the Commission's Rules to Ensure Compatibility with Enhanced 911 Emergency Calling Systems, (Request for Waiver by AT&T Wireless Services, Inc.)*, CC Docket No. 94-102, 16 FCC Rcd 18253 (2001).

<sup>5</sup> 47 U.S.C. §§ 154(i), 154(j) and 503(b).



73482, Chicago, Illinois 60673-7482. The payment should reference NAL/Acct. No. 200232100002 and FRN 0003-7665-32.

7. **IT IS FURTHER ORDERED** that the May 20, 2002 Notice of Apparent Liability for Forfeiture issued to AT&T Wireless Services, Inc. IS CANCELLED and the above-captioned proceeding IS TERMINATED.

8. **IT IS FURTHER ORDERED** that the Secretary SHALL SIGN the Consent Decree on behalf of the Commission.

FEDERAL COMMUNICATIONS COMMISSION

Marlene H. Dorch  
Secretary

### CONSENT DECREE

The Federal Communications Commission ("FCC") and AT&T Wireless Services, Inc. ("AT&T Wireless") hereby enter into a Consent Decree resolving possible violations by AT&T Wireless of the E911 Phase II provisions of Section 20.18 of the Commission's Rules, 47 C.F.R. § 20.18, Sections 1.17 and 1.65 of the Commission's Rules, 47 C.F.R. §§ 1.17 and 1.65, and the supplemental filing requirement set forth in the Commission order granting AT&T Wireless a waiver of the E911 Phase II provisions for its Global System for Mobile Communications/General Packet Radio Service ("GSM") network.

### Statement of Facts

1. On October 2, 2001, the Commission adopted an order approving AT&T Wireless's plan to deploy a hybrid network and handset-based technology called Enhanced Observed Time Difference of Arrival ("E-OTD") across its planned Global System for Mobile Communications/General Packet Radio Service network and granting AT&T Wireless a temporary, conditional waiver of the accuracy requirements for handset-based location technologies to permit implementation of this plan.<sup>6</sup> The Commission granted AT&T Wireless's waiver request subject to the following four specific conditions: (1) that, effective October 1, 2001, all E-OTD-capable handsets provide ALI with an accuracy of 100 meters/67 percent of calls and 300 meters/95 percent of calls; (2) that all E-OTD-capable handsets sold and activated on or after October 1, 2003 comply with an accuracy of 50 meters/67 percent of calls and 150 meters/95 percent of calls; (3) that AT&T Wireless file Quarterly Reports on its progress and compliance with the terms and conditions of its implementation plan and the E911 rules beginning February 1, 2002 and continuing through November 1, 2003; and (4) that, in the event that its E-OTD solution fails to comply with the accuracy requirements by October 1, 2003, AT&T Wireless propose a solution that does comply with those requirements and the other applicable Phase II rules. The Commission also directed AT&T Wireless to make a supplemental filing notifying the Commission to the extent that unexpected problems affecting its ability to perform arise in the period between Quarterly Reports.

2. On May 20, 2002, the Commission released a Notice of Apparent Liability for Forfeiture ("NAL") following an investigation into whether AT&T Wireless violated the E911 Phase II rules with respect to its GSM network and whether AT&T Wireless made inaccurate statements in its request for a waiver of the E911 Phase II rules for its GSM network.<sup>7</sup> The NAL found AT&T Wireless apparently liable for a \$2.2 million forfeiture for: (1) apparently failing to begin selling and activating location-capable handsets by October 1, 2001, in willful and repeated violation of Section 20.18(g)(1)(i) of the Commission's Rules; (2) apparently failing to implement any network or infrastructure upgrades necessary to provide E911 Phase II service and begin providing service within six months of a valid request by a Public Safety Answering Point or by October 1, 2001, whichever is later, in willful and repeated violation of Section 20.18(g)(2) of the Commission's Rules; (3) apparently failing to notify the Commission within 30 days that information contained in its E911 waiver request was no longer substantially accurate or complete in all respects, in willful and repeated violation of Section 1.65 of the

<sup>6</sup> *Revision of the Commission's Rule to Ensure Compatibility with Enhanced 911 Emergency Calling Systems. (Request for Waiver by AT&T Wireless Services, Inc.)*, CC Docket No. 94-102, 16 FCC Rcd 18253 (2001) ("GSM Waiver Order").

<sup>7</sup> *AT&T Wireless Services, Inc.*, 17 FCC Rcd 9903 (2002)

Commission's Rules; and (4) apparently failing to make a supplementary filing notifying the Commission that it was not going to comply with the deployment schedule requirements set forth in the E911 rules in willful and repeated violation of the *GSM Waiver Order*. The NAL also noted that the Enforcement Bureau was continuing to investigate this matter to determine whether AT&T Wireless may have engaged in misrepresentation in violation of Section 1.17 of the Commission's Rules. AT&T Wireless filed a response to the NAL on June 19, 2002.<sup>7</sup>

#### Terms of Settlement

3. For the purposes of this Consent Decree and the attached Compliance Plan, the following definitions shall apply:

- (a) "FCC" or "Commission" means the Federal Communications Commission.
- (b) "Parties" means AT&T Wireless Services, Inc. and the Federal Communications Commission.
- (c) "AT&T Wireless" means AT&T Wireless Services, Inc., its subsidiaries, and any successors or assigns.
- (d) "Adopting Order" means an order of the FCC adopting this Consent Decree.
- (e) "Effective Date" means the date on which the FCC releases the Adopting Order.
- (f) "Rules" means the Commission's regulations found in Title 47 of the Code of Federal Regulations.
- (g) "Act" means the Communications Act of 1934, as amended, 41 U.S.C. § 151 *et seq.*
- (h) "Valid PSAP Request" means a Public Safety Answering Point ("PSAP") request for Phase I or Phase II service as defined in the Commission's rules governing E911 and any orders of the Commission interpreting such rules.
- (i) "Deploy" means installation at the cell site of all hardware and base release software necessary to provide Phase II service.

4. The Parties agree that the provisions of this Consent Decree shall be subject to final approval by the FCC by incorporation of such provisions by reference in an Adopting Order.

5. The Parties agree that this Consent Decree shall become effective on the date on which the FCC releases the Adopting Order. Upon release, **the** Adopting Order and this Consent Decree shall have the same force and effect as any other order of the Commission and any violation of any term of this Consent Decree shall constitute a violation of a Commission order entitling the FCC to exercise any and all rights and to seek any and all remedies authorized by law for the enforcement of a Commission order.

6. AT&T Wireless agrees that the FCC **has** jurisdiction over the **matters** contained in this Consent Decree and the authority to enter into and adopt this Consent Decree.

7. The Parties **agree** and acknowledge that this Consent Decree shall constitute a final settlement between AT&T Wireless and the FCC regarding **the** possible **violations addressed in the NAL** of the **E911** Phase II rules for its **GSM** network Sections 1.17 and **1.65** of the Rules, and the supplemental filing requirement set forth in the *GSM Waiver Order*. In consideration for termination by

---

<sup>7</sup> AT&T Wireless Services, Inc. Response to Notice of Apparent Liability, CC Docket 94-102 (filed June 19, 2002).

the Commission of its investigation into whether AT&T Wireless has violated the E911 Phase II rules for its GSM network, Sections 1.17 and 1.65 of the Rules, and the supplemental filing requirement set forth in the *GSM Waiver Order* and for cancellation of the NAL, and in accordance with the terms of this Consent Decree, AT&T Wireless agrees to the terms set forth herein and in the accompanying and incorporated Compliance Plan. To ensure AT&T Wireless's future compliance with the Act and the Commission's rules, AT&T Wireless agrees, effective thirty days after the release of the Order, to implement the specific measures contained in the attached Compliance Plan.

8 In express reliance on the covenants and representations in this Consent Decree, the FCC agrees to terminate its investigation into whether AT&T Wireless has violated the E911 Phase II rules for its GSM network, Sections 1.17 and 1.65 of the Rules, and the supplemental filing requirement set forth in the *GSM Waiver Order* as addressed in the NAL and to cancel the NAL.

9. AT&T Wireless agrees to comply with the E911 Phase II rules modified as follows:

(a) First, AT&T Wireless agrees:

(1) To deploy a Phase II compliant technology at a minimum of 1,000 cell sites on its GSM network by January 31, 2003.<sup>9</sup> In meeting this benchmark, AT&T Wireless must give priority to fulfilling pending PSAP requests first.

(2) To deploy a Phase II compliant technology at a minimum of 2,000 cell sites on its GSM network by March 31, 2003. In meeting this benchmark, AT&T Wireless must give priority to fulfilling pending PSAP requests first.

(3) To deploy a Phase II compliant technology at a minimum of 4,000 cell sites on its GSM network and provide Phase II service at 2,000 of these sites by June 30, 2003. In meeting this benchmark, AT&T Wireless must give priority to fulfilling pending PSAP requests first.

(4) To deploy a Phase II compliant technology at a minimum of 6,000 cell sites on its GSM network by December 31, 2003, if necessary to meet a valid PSAP request pending more than six months as of that date.

(5) To deploy a Phase II compliant technology at a minimum of 8,000 cell sites on its GSM network by June 30, 2004, if necessary to meet a valid PSAP request pending more than six months as of that date.

(6) For any valid PSAP requests for Phase II service on its GSM network received by AT&T Wireless on or before September 30, 2002, AT&T Wireless

---

<sup>9</sup> AT&T Wireless currently plans to employ a network-based location technology that has not yet been fully validated on AT&T Wireless's network, but which AT&T Wireless currently expects will meet the Phase II accuracy requirements and for which AT&T Wireless expects full validation in seven months. AT&T Wireless must report to the Commission the results of its validation tests within 30 days of completion pursuant to the reporting requirement of paragraph 11(d). To the extent this network-based location technology does not comply with the Commission's Phase II accuracy requirements, AT&T must request approval from the Commission to employ an alternative location technology that does comply with those requirements. See *infra* paragraph 11(d).

must provide its Phase II compliant solution to 100% of those PSAPs' coverage areas or population by November 30, 2003.

(7) For valid PSAP requests received after September 30, 2002, but on or before April 30, **2003**, AT&T Wireless must provide *its* Phase II compliant solution to **50% of** those PSAPs' coverage areas or population by November **30**, 2003, and to 100% of those PSAPs' coverage areas or population by June 30, 2004.

(8) For valid PSAP requests received after April 30, **2003**, AT&T Wireless must provide its Phase II compliant service to 50% of those PSAPs' coverage areas or population within six months of receipt of such request and to 100% of those PSAPs' coverage areas or population within 15 months of receipt of a PSAP request.

(b) Second, AT&T Wireless agrees that *its* classification of a **PSAP** request as invalid will not insulate it from enforcement action if the Commission determines that the request was valid

(c) Third, AT&T Wireless states that it is relying on vendor representations in agreeing to the deployment schedule set forth herein and for its belief that a network-based solution will satisfy the Commission's accuracy requirements.<sup>10</sup>

(d) Fourth, in any market where AT&T Wireless has received a valid PSAP request and has not yet deployed its network-based solution, when 100 percent of new digital **GSM** handsets being activated by AT&T Wireless are location capable, AT&T Wireless may satisfy that request using a Phase II compliant handset-based technology to provide Phase II E911 service instead of its network-based technology.

(e) Fifth, AT&T Wireless agrees that in the event it fails to comply with any of the benchmarks set forth in paragraph **9(a)(1)** through (5), it will make a voluntary contribution to the United States Treasury in the amount of \$450,000 for the first missed benchmark, \$900,000 for the second missed benchmark and \$1,800,000 for the third missed benchmark and any subsequently missed benchmarks. Any such voluntary contribution will be made within thirty (30) days of the missed benchmark or within five business days of a Commission decision denying a request to modify the benchmark date, whichever is later, by mailing a check or similar instrument, payable to the order of the

<sup>10</sup> As required by Section **20.18(h)(1)** of the Commission's Rules AT&T Wireless's network-based technology for delivering E911 Phase II location information must meet the following standard for location accuracy: 100 meters for 67 percent of calls, 300 meters for 95 percent of calls. If AT&T Wireless is required to use the EOTD technology in the alternative, *see supra* n. 9. that technology will meet the following standards for location accuracy: initially, 100 meters for 67 percent of calls, 300 meters for 95 percent of calls; after October 1, 2003, 50 meters for 67 percent of calls, 150 meters for 95 percent of calls. Regardless of the technology used, AT&T Wireless will derive its network-wide location accuracy measurements by selecting the 61 percent and 95 percent accuracy numbers from test data weighted in accordance with OET Bulletin No. 71. Guidelines for Testing and Verifying the Accuracy of Wireless E911 Location Systems. Apr. 12, 2000. AT&T Wireless's location accuracy testing should be consistent with the guidelines in OET Bulletin No. 71, which states that accuracy testing may be based on the coverage areas of local PSAPs that request Phase II deployment or the wireless carrier's entire advertised coverage area within a metropolitan area.

Federal Communications Commission, to the Federal Communications Commission, Forfeiture Collection Section, Finance Branch, P.O. Box 73482, Chicago, Illinois 60673-7482. The payment should reference NAL/Acct. No. **200232100002**, as well as AT&T Wireless's FCC Registration Number ("FRN") **0003-7665-32**.

(9) Sixth, AT&T Wireless must file Quarterly Reports, on its progress and compliance with the terms and conditions of the Consent Decree and the wireless E911 rules, as set forth in paragraphs 10-12, *infra*.<sup>11</sup>

(g) Seventh, with its November 1, 2002 Quarterly Repon, AT&T Wireless must submit a Phase II rollout plan describing how it will prioritize PSAP requests and deploy Phase II service in its GSM network.

10. To assist in monitoring and enforcing each of the conditions imposed on AT&T Wireless, AT&T Wireless must file Quarterly Reports with the Chief of the Enforcement Bureau and the Chief of the Wireless Telecommunications Bureau regarding its GSM network."

11. Specifically, the Quarterly Reports must include the following information:

(a) The Report must include information on all pending Phase I and Phase II requests in AT&T Wireless's GSM network, including the name of the PSAP, the date the request was received by the carrier, whether or not AT&T Wireless considers it valid, and its status. To the extent any PSAP request for Phase II service in AT&T Wireless's GSM network received after April 30, 2003 has been pending for more than six months, AT&T Wireless must identify the specific reasons underlying the failure to provide the requested service, the steps AT&T Wireless has taken to resolve the problems, and the anticipated date of full completion of the work necessary to deliver the requested information to the PSAP in question. If AT&T Wireless believes there are questions concerning a PSAP's compliance with the conditions necessary for a valid Phase I or II request, such as its readiness to receive and utilize Phase I or Phase II information, it should identify specifically the question and the efforts it has undertaken, including the communications it has had with the PSAP, to resolve the question. AT&T Wireless agrees to serve this report on the Association of Public-Safety Communications Officials-International, Inc., the National Emergency Number Association, and the National Association of State Nine One One Administrators." In addition, the Commission will post this information on its website." The Parties agree that the Wireless Telecommunications Bureau may require any additional steps necessary to ensure PSAP access to this information.

---

<sup>11</sup> These requirements are in lieu of the Quarterly Repon requirements set forth in the October 12, 2001 *GSM Waiver Order*, but are in addition to the Quarterly Report requirements set forth in the June 18, 2002 *TDMA Consent Decree*. AT&T Wireless may, however, combine the information required with respect to its CSM network and its TDMNAMPS networks into a single Quarterly Report.

<sup>12</sup> Each of the Conditions imposed on AT&T Wireless as described in this Consent Decree pertains only to AT&T Wireless's GSM network

<sup>13</sup> AT&T Wireless should serve the Executive Director of each organization as well as its counsel, to the extent such counsel has been identified in the record in response to AT&T Wireless's request for relief.

<sup>14</sup> See <[www.fcc.gov/e911](http://www.fcc.gov/e911)>

(b) Each Quarterly Report also must contain statements regarding whether AT&T Wireless has met each deployment benchmark falling due in the period immediately preceding the Quarterly Report, and, if **not**, the reasons for its failure to comply. Each Quarterly Report must contain:

(1) a statement of whether AT&T Wireless has commenced offering service on its GSM network and, if so, on what date it began offering its GSM service;

(2) a statement of whether AT&T Wireless's network-based technology for delivering E911 Phase II location information meets the Commission's network-based accuracy requirements of 100 meters for 67 percent of calls and 300 meters for 95 percent of calls;

(3) for the January 31, 2003 benchmark, a statement of whether AT&T Wireless has deployed a Phase II compliant technology at 1,000 cell sites, giving priority to fulfilling pending PSAP requests, and identifying the 1,000 cell sites;

(4) for the March 31, 2003 benchmark, a statement of whether AT&T Wireless has deployed a Phase II compliant technology at 2,000 cell sites, giving priority to fulfilling pending PSAP requests, and identifying the 2,000 cell sites;

(5) for the June 30, 2003 benchmarks, a statement of (i) whether AT&T Wireless has deployed a Phase II compliant technology at 4,000 cell sites, giving priority to fulfilling pending PSAP requests, and identifying the 4,000 cell sites, and (ii) whether AT&T Wireless is providing Phase II service at 2,000 of these sites, and identifying the 2,000 cell sites;

(6) for the December 31, 2003 benchmark, a statement of whether AT&T Wireless has deployed a compliant Phase II technology at 6,000 cell sites;

(7) for the June 30, 2004 benchmark in paragraph 9(a)(5), a statement of whether AT&T Wireless has deployed a compliant Phase II technology at 8,000 cell sites;

(8) for the June 30, 2004 benchmark in paragraph 9(a)(7), a statement of whether, for any valid PSAP requests for Phase II service on its GSM network received by AT&T Wireless after September 30, 2002, but on or before April 30, 2003, AT&T Wireless has provided its Phase II compliant solution to 100% of those PSAPs' coverage areas or population; and

(9) for any valid PSAP request received **after** April 30, 2003, a statement of whether AT&T Wireless has provided its Phase II compliant service to **50%** of those PSAPs' coverage areas or population within **six** months of receipt of the request and **to 100%** of those PSAPs' coverage areas or population **within 15** months of receipt of the request.

(c) AT&T Wireless **must** support each Quarterly Report with an affidavit, from an officer or director of AT&T Wireless, attesting to the truth and accuracy of the report.”

(d) In addition to the requirements of paragraph 11(b), AT&T Wireless must notify the Commission of the results of its validation tests of its network-based location technology within 30 days of completion. Further, to the extent AT&T Wireless anticipates that it will fail to satisfy any one of the conditions herein, it also **must** advise the Commission of the problem within 30 days. Seeking relief from that condition will not, in and of itself, insulate AT&T Wireless from possible enforcement in cases where AT&T Wireless has violated a condition of this Consent Decree. AT&T Wireless agrees that the Commission will not entertain requests for additional relief that seek changes in the conditions of this Consent Decree absent extraordinary circumstances.

(e) AT&T Wireless must also file a supplemental report on December 15, **2003** containing, for the November 30, 2003 benchmark, statements of whether: (i) for any valid PSAP requests for Phase II service on its **GSM** network received by AT&T Wireless on or before September 30, 2002, AT&T Wireless has provided its Phase II compliant solution to 100% of those PSAPs’ coverage areas or population; and (ii) for any valid PSAP requests for Phase II service **on** its GSM network received by AT&T Wireless after September 30, **2002**, but **on or** before April **30, 2003**, AT&T Wireless has provided its Phase II compliant solution to 50% of those PSAPs’ coverage areas or population.

**(9)** To the extent AT&T Wireless cannot provide the information required under this paragraph in its next Quarterly Report following the respective benchmark, it must file with the Chief, Enforcement Bureau, a request for extension of time to file the required information. Such request must be filed as early as possible before the Quarterly Report filing date, but generally no later than 10 business days prior to the Quarterly Report filing date. The request must specify the reasons for the request.

(g) AT&T Wireless’s Quarterly Reports are due February 1, May 1, **August 1**, and November 1 of each year, beginning November 1, **2002** and continuing through February 1, **2006**. To the extent that AT&T Wireless cannot provide any of the information required in its final report, it must file with the Chief, Enforcement Bureau, a request for extension of time to file the required information in accordance with the procedures set forth above.

12. The Parties agree that the Chiefs of the Wireless Telecommunications Bureau and the Enforcement Bureau may require AT&T Wireless to provide additional information in its Quarterly Reports, in order to evaluate AT&T Wireless’ compliance with the terms and conditions of the Consent Decree, and its progress in deploying Phase I and Phase II E911 services.

13. To the extent unexpected problems arise affecting AT&T Wireless’s ability to perform any of the requirements set forth in paragraph 9(a) in the period between reports, AT&T Wireless agrees to notify the Commission through a supplementary filing to be filed within 30 days of AT&T Wireless’s discovery of the problem. This supplemental filing must include specific details regarding the problems AT&T Wireless has encountered affecting its ability to comply with the benchmark requirements.

---

<sup>15</sup> See 47 CFR §1.16.



14. As of the effective date hereof, this Consent Decree shall supersede the **GSM Waiver Order** and the requirements contained therein and such Order and requirements shall be of **no** force or effect.

15. The Parties agree that the terms of the accompanying Compliance Plan are incorporated into this Consent Decree.

16. AT&T Wireless agrees that it is required to comply with each individual condition of this Consent Decree, including the reporting requirements set forth above and the terms of the accompanying Compliance Plan. Each specific condition and Quarterly Report is a separate condition of the Consent Decree as approved. In addition, AT&T Wireless remains subject to all other requirements of the Commission's wireless E911 rules apart from those specifically modified in this Consent Decree, and ultimately responsible for providing timely, compliant Phase II service. To the extent that AT&T Wireless fails to satisfy any condition or Commission rule, in the absence of Commission alteration of the condition or rule, it will be deemed noncompliant and referred to the Commission's Enforcement Bureau for possible action, including but not limited to revocation of the relief, a requirement to deploy an alternative **ALI** technology, letters of admonishment or forfeitures. At that time an assertion that a vendor, manufacturer or other entity was unable to supply compliant products will not excuse noncompliance. However, AT&T Wireless's "concrete and timely" actions taken with a vendor, manufacturer or other entity may be considered as possible mitigation factors in such an enforcement context. To the extent that the Commission, in response to petitions for reconsideration pending in *Revision of the Commission's Rules to Ensure Compatibility with Enhanced 911 Emergency Calling Systems, Request for Waiver by Nextel Communications, Inc.*, 16 FCC Rcd 18277 (2001), *Revision of the Commission's Rules to Ensure Compatibility with Enhanced 911 Emergency Calling Systems, Request for Waiver by Cingular Wireless LLC*, 16 FCC Rcd 18305 (2001), or *Revision of the Commission's Rules to Ensure Compatibility with Enhanced 911 Emergency Calling Systems, Request for Waiver by Verizon Wireless*, 16 FCC Rcd 18364 (2001), or in connection with any court order on review of those proceedings, imposes a standard regarding compliance and enforcement action that is different than set forth in this Consent Decree, that subsequent standard shall apply.

17. AT&T Wireless agrees to make a voluntary contribution to the United States Treasury in the amount of Two Million Dollars (\$2,000,000) within thirty (30) days after the Effective Date. AT&T Wireless will make this contribution without further protest or recourse by mailing a check or similar instrument, payable to the order of the Federal Communications Commission, to the Federal Communications Commission, Forfeiture Collection Section, Finance Branch, P.O. Box 13482, Chicago, Illinois 60673-7482. The payment should reference NAL/Acct. No. 200232 100002 and FRN 0003-7665-32.

18. The FCC agrees that it will not institute, on its own motion, any new proceeding formal or informal, or take **my** action on its own motion against AT&T Wireless for the possible violations addressed in the NAL of the E911 Phase II rules for its **CSM** network, Sections 1.17 and 1.65 of the Rules, and the supplemental filing requirement set forth in the **GSM Waiver Order**. The FCC also agrees that, in the absence of material new evidence related to this matter, it will not **use** the facts developed in this proceeding through the effective date of this Consent Decree or the existence of this Consent Decree to institute on its own motion any proceeding formal or informal, or take any action on **its own** motion against AT&T Wireless with respect to its basic qualifications, including the character qualifications, to be a Commission licensee. Nothing in this Consent Decree shall prevent the FCC from instituting new investigations or enforcement proceedings against AT&T Wireless pursuant to Sections 4(i), 403 and 503